

MINUTES

TENNESSEE BOARD OF MEDICAL EXAMINERS

October 6, 2006

The meeting was called to order at 9:00 a.m. at the Millennium Maxwell House Nashville, 2025 Metrocenter Blvd., Nashville, Tennessee 37228, by Dr. Michael Zanolli. Other panel members were Dr. Keith Lovelady and Ms. Irene Wells. Staff present included: Rosemarie Otto, Executive Director, Dr. Larry Arnold, Medical Director, Ms. Marsha Arnold, Unit Manager and Ms. Sandra Powell Board Administrator.

Licensure Denial Appeal

Gabriel Itaro, MD-Dr. Itaro was present and represented by legal counsel, Ms. Rachel Nelley. Ms. Schean Belton represented the State. The Honorable Tom Stovall, Administrative Law Judge presided. Dr. Itaro's application for a medical license was denied by Dr. Larry Arnold, the Board's Medical Director and ratified by the Board on March 14, 2006. Dr. Itaro's medical license was revoked July 5, 1996 due to sexual boundary issues. Dr. Itaro had not complied with the conditions set forth by the Board. The evaluation Dr. Arnold received from the Professional Renewal Center in Lawrence, Kansas regarding Dr. Itaro's sexual boundary issues was not positive. Both attorneys gave their opening statements. The Notice of Hearing was handed to the panel for review. The attorneys for Dr. Itaro, called several witnesses including Larry Arnold, MD and Mr. Vince Parrish and read into the record the deposition of Roland Gray, MD before concluding their proof. After Ms. Belton's proof on behalf of the State, the matter was submitted to the Board for deliberation. Dr. Lovelady made a motion to accept the Finding of Facts #6, 7 and 8 and Ms. Wells seconded the motion. The motion carried. Dr. Lovelady made a motion to accept the Finding of Facts #10 A-J and Ms. Wells seconded the motion. The motion carried. Dr. Zanolli made a motion to deny licensure and uphold the Board's previous decision. Dr. Lovelady seconded the motion. The motion carried.

Contested Case Hearing

Joseph Rich, MD-Dr. Rich was present and represented by legal counsel, Mr. Dan Warlick. Mr. Shiva Bozarth represented the State. The panel heard opening statements. The case will be continued at a later date.

Adjourned at 4:00 p.m.

Dr. Allen S. Edmonson

Date

